#### COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION OF KENTLICKY

		RECEIVED
In the Matter of:		MAY 7 - 2014
		PUBLIC SERVICE COMMISSION
Robert Hawkins		"MOSION
Compla	iinant	
v.	)	
	)	Case No. 2013-00017
Fountain Run Water District	)	
Defend	ant	

#### RESPONSE TO COMMISSION'S ORDER

Fountain Run Water District ("Fountain Run"), by counsel, hereby submits the following response to the Public Service Commission's Order dated March 6, 2014, in which the Commission required Fountain Run to file "detailed documentation regarding the number of customers, that discontinued water service, that were billed for sewer service at any time during the five-year period prior to the date of this Order, the amounts billed to each customer, and the date and manner in which refunds will be applied."

Fountain Run has identified 60 customers<sup>1</sup> that were billed and paid for sewer service on non-active accounts since March 2009. The attached exhibit identifies an account number, the months for which sewer service on non-active accounts were billed to and paid by a customer, and the total amount paid for each of the customers.<sup>2</sup> Each account number evidences an

<sup>&</sup>lt;sup>1</sup> This total includes at least three duplicative individuals with customer accounts at two premises.

Although paragraph 4 of the Commission's March 6, 2014, Order requested documentation related to the customers that were billed for sewer service, the attached exhibit includes only those customers that were billed <u>and</u> paid for sewer service. Only the information contained in the exhibit is relevant to which customers would be

individual property, which may have had multiple customers that will receive refunds pursuant to the Commission's Order.

The total amount to be reimbursed will be \$12,691.44. Fountain Run plans to reimburse

those funds beginning in July 2014. It shall notify all pertinent customers by letter of their

refund and request that those customers receive their refund in person at the Fountain Run office.

Fountain Run plans of mailing the notices to the appropriate customers during the last week of

June. By receiving the refund in person, Fountain Run can ensure proper disposition of the

refunds, and each customer can sign a form acknowledging receipt of the refund. It will

distribute the refunds only to the appropriate customer, someone possessing a power of attorney

for that customer, or the personal representative of the estate of a deceased customer under

appropriate circumstances. In August 2014, Fountain Run staff will attempt to contact customers

that have not received their refund. The water district will comply with KRS Chapter 393

regarding property presumed to be abandoned for refunds that are not claimed within the

statutory period.

Respectfully submitted,

M. TODD OSTERLOH

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ATTORNEY FOR FOUNTAIN RUN WATER DISTRICT

entitled to refunds pursuant to the Commission's Order, and this is the perceived intent of the Commission. If necessary, FRWD requests a deviation from the ordering paragraph to provide only the information related to those customers that were billed and paid for sewer service during the five-year period preceding the Commission's Order.

# **CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of the foregoing has been served via U.S. Mail on this the 2<sup>rd</sup> day of May, 2014.

Robert Hawkins 11872 Holland Road Scottsville, KY 42164

Wes Stephens Monroe County Attorney 215 N. Main Street Tompkinsville, KY 42167

ATTORNEY FOR DEFENDANT

	Account   #	Dates of Service						
		Mar - Dec 2009	2010	2011	2012	2013 Jan - Fo 2014	b	
	1202							
1	1202	Mar					\$	18.80
	1203						+	
2	1203		Jan				\$	20.42
3	1203		Feb - Mar, Jul - Nov	Jun - Dec	Jan - Feb, Jul - Aug	Aug	\$	
4	1203		Apr				\$	20.68
	1165						-	
5	1165	Mar-Aug, Oct-Dec	Jan - July				\$	330.82
	1110							
6	1110	Mar, Apr	Jan - Apr	Jan - May	Feb - May	Jan - Apr Jan - Fe	b \$	400.60
	540							
7	540	Mar					\$	18.80
8	540	Apr					\$	18.80
	442		<u> </u>					
9	442	Mar- Jun					\$	75.20
	441							i
10	441	Mar, Apr, July, Dec			Oct - Dec	Jan	\$	264.81
	1570		<u> </u>					
11	1570	Apr- Oct					\$	131.60
12	1570	Nov, Dec					\$	37.60
13	1570		Jan - Feb				\$	37.60

	Account #	Dates of Service							
-		Mar - Dec 2009	2010	2011	2012	2013	Jan - Feb 2014		
	1209								
14	1209					Oct		\$	282.34
15	1209	May & Jul						\$	230.37
	1181								
16 17	1181	Jun		Apr - Aug		Mar		\$	131.60
17	1181					Apr - Aug		\$	94.00
+	965	<del></del>							
18	965	Sep - Dec	Jan					\$	94.00
-	235								<del></del>
19	235	Oct, Nov	Jan, Mar, Jul, Oct	Jan, Apr, Jun, Sep, Nov - Dec	Jan - Apr, Jun - Nov	Jan- Dec	Jan - Feb	\$	1,067.84
	1206								
20	1206	Nov & Dec	Jan - Jul	Feb - Aug				\$	300.80
21	1206					Mar		\$	161.82
	1190								
22	1190	Nov & Dec						\$	37.60
	1038								
23	1038		Jan- Nov					\$	214.32
-	1130	<del></del> _						-	
24	1130		Feb, Apr, May, Jul - Nov	Jan - May, Jul, Aug, Oct - Nov				\$	463.09
25	1130			Dec	Jan - Nov			\$	239.27

1	Account #			Dates	f Service				otal Amt Pd
		Mar - Dec 2009	2010	2011	2012	2013	Jan - Feb 2014		
$\top$	695								
26	695		Apr- Jun, Aug, Sept, Nov	Jan, May, Sep, Dec	Jan			\$	449.32
27	695				Mar - Dec	Jan - Dec	Jan - Feb	\$	453.08
-	440						-		
28	440		Apr - Aug	Oct & Nov				\$	133.48
	1520								
29	1520		Jun - Aug		Jan - Feb			\$	116.56
-	1195								
30	1195		Sep & Oct					\$	37.60
	1165						<del> </del>		
31 32	1165		Sep - Dec	Jan - Apr, Oct - Dec	Jan - Feb			\$	244.40
32	1165				Mar		Jan & Feb	\$	59.52
	286								
33	286		Oct - Nov	JanMar & Dec	Jan - Dec	Jan - Jun		\$	453.46
_	210								
34	210		Nov - Dec	Jan - Dec	Jan - Dec	Jan - Aug	-	\$	644.84
	1506								
35	1506					Jun - Dec	Jan - Feb	\$	511.36
	405								
36	405			Jan - Feb		Aug - Sep, Nov - Dec	Jan - Feb	\$	174.84
37	405			<u> </u>		May		\$	18.80

1	Account			Dates o	f Service			To	otal Amt
	#	Mar - Dec 2009	2010	2011	2012	2013	Jan - Feb 2014		Pd
<del> -</del>	595						2014		
38	595			Feb, Apr, Jun				\$	118.44
39	595	·		Aug - Oct				\$	56.40
	1177						-		
40	1177			Mar - May, Jul - Nov	Jan - Apr, Jun, Jul, Sep - Nov	Jan - Aug, Oct - Dec	Jan	\$	648.00
	125		<del></del>						
41	125			Apr - Dec	Jan - Dec	Jan		\$	424.88
	592								
42	592			Oct				\$	20.68
	1590								
43	1590			Nov	Jan	Dec		\$_	243.13
	1350								
44	1350			Nov - Dec	Jan - Dec	Jan - Dec	Jan - Feb	\$	526.40
	1105					<u> </u>			
45	1105				Mar			\$	18.80
	790								
46	790				Mar - May	Jan - May, Jul - Dec	Jan - Feb	\$	368.69
	370								
47	370				Dec	Jan - Dec	Jan - Feb	\$	282.00

	Account #	Dates of Service							
		Mar - Dec 2009	2010	2011	2012	2013	Jan - Feb 2014		
	1580						_		
48	1580			· .	Nov	Jan, Mar, May, Aug, Dec	Jan - Feb	\$	321.48
	1200								
49	1200					Jan		\$	18.80
	890								
50	890				Dec	Jan - Dec	Jan - Feb	\$	297.95
	260								
51	260					Dec		\$	20.75
	325								
52	325					May - Aug		\$	75.20
	1256								
53	1256				·	Sep		\$	18.80
	1178								
54	1178					Sep - Dec	Jan	\$	103.40
						Sub - Total	Pay Back:	\$ 11	1,935.48

Account #		Dates of Service							tal Amt Pd
		Mar - Dec 2009	2010	2011	2012	2013 Jan - 2013	- 1		
P	ersons D	eceased & Estates							
55	1207	Mar - Dec	Jan - Oct					\$	376.00
56	154	May-Jul, Nov-Dec	Jan-Jun					\$	208.68
	595						-		
57	595		Jul - Dec					\$	116.56
58	595		Feb					\$	20.68
59	590		Nov					\$	18.80
60	1152	Dec						\$	15.24
						Sub - Total Pay B	ick:	\$	755.96
						Total Amount to be Reimburs	ed:	\$ 12	,691.44